



**The Little Traverse Bay Bands of Odawa Indians
Tribal Council Regular Meeting Agenda
Thursday, May 7, 2020
9:00 a.m.**

on
Zoom

Please click the link below to join the ZOOM webinar:

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Agenda subject to change and may include closed sessions

Public Comment 11:45 a.m. & 3:00 p.m. (approximate)

GENERAL SESSION

1. Call to Order
2. Opening Ceremony
3. Roll Call
4. Motion to Adopt the Agenda of May 7, 2020

Motion to dedicate this meeting in honor of the following Tribal Citizens who have walked on: Roger Smith Sr., Garry Shawa, Steven Potter, Curtis Willis, Timothy Hemenway, Ruth McGraw, David Shananaquet, Linda Smith, Lewis Keller

5. **9:30 a.m.** Introduction of new Tribal Government Employees (pending)
6. Executive Oversight Report

Motion to acknowledge the verbal and written Executive Oversight Reports for March and April 2020 as presented by Tribal Chairperson Regina Gasco-Bentley on May 7, 2020.

7. Tribal Council Officer Reports
 - a. Legislative Leader Report

Motion to accept Legislative Leader Proctor's verbal report for May 7, 2020.

b. Secretary Report

i. Documents Delivered to the Executive

*Veto*es (a vote of Tribal Council to override a veto shall occur within 90-days of the veto and (The Tribal Council may, by an affirmative vote of seven (7) members of the Tribal Council, vote to override a veto by the Executive.)

1. Amendment to Waganakising Odawak Statute 2018-016 Gaming Authority Statute **VETOED** on 02/07/2020.

Motion to override Executive Veto of Waganakising Odawak Statute Amendment to Waganakising Odawak Statute 2018-016 Gaming Authority.

2. Gaming Regulatory Statute **VETOED** on 02/11/2020.

Motion to override Executive Veto of Waganakising Odawak Statute Gaming Regulatory.

ii. Phone Polls passed by Tribal Council:

1. 03/13/20 Approve COVID-19 Protocols for Employees to Plan and Respond, Emergency K-12 Childcare Benefit Leave and Quarantine PTO Advance Program. Vote: 8-yes, 1-no.
2. 03/16/20 Approve Tribal Government Emergency Closure. Vote: 8-yes, 1-no.
3. 03/19/20 Approve Certified Motion 031920-01 Funding FY2020 Non-Recurring Funds. Vote: 8-yes, 1-absent.
4. 03/19/20 Approve Certified Motion 031920-02 Tribal Historic Preservation Office Grant Funding. Vote: 8-yes, 1-absent.
5. 03/19/20 Approve Certified Motion 031920-03 Funding from Wal-Mart Foundation for Healthy Native Foods Project FY2020-FY2021. Vote: 8-yes, 1-absent.
6. 03/19/20 Approve Certified Motion 031920-04 Funding for Family First Preservation Services Transition Grants FY 2020. 8-yes, 1-absent.
7. 03/23/20 Approve Certified Motion 032329-01 Funding for Library Services Grant FY 2020.
8. 03/24/20 Adopt Resolution COVID-19 Suspension of Deadline for Waganakising Odawak Statute 2015-016 Budget Formulation Statute and Waiver of Approval Requirement of Grant, Donation or Other Funding Policy. Vote: 9-yes
9. 03/25/20 Adopt Resolution Supplemental Funding for Ziibimijwang, Inc in the amount of \$137,940. Vote: 9-yes

10. 04/01/20 Adopt Resolution Transfer of Funds from LTGG-Short Term Investment Accounts to Odawa Casino Resort in the amount of \$2.3 Million as a result of unanticipated COVID-19 related expenses. Vote: 8-yes, 1-abstained.
11. 04/09/20 Authorize and Approve the Tribal Chairperson to submit written comments on behalf of Little Traverse Bay Bands of Odawa Indians to the United States Secretary of Treasury and Secretary of Interior regarding distribution of the Coronavirus Aid, Relief and Economic Security Act (CARES). Vote: 9-yes
12. 04/17/20 Pass Waganakising Odawak Statute Domestic Violence. Vote: 9-yes.
13. 04/17/20 Pass Waganakising Odawak Statute Amendment to Waganakising Odawak Statute 2015-005 Victims' Rights. Vote: 9-yes
14. 04/17/20 Pass Waganakising Odawak Statute Personal Protection Orders and No Contact Orders and Violations of Protective Orders. Vote: 9-yes
15. 04/20/20 Approve Certified Motion 042020-01 Request Funding from the Bureau of Indian Affairs Attorney Fees & Litigation Support Program FY 2020. Vote: 9-yes
16. 04/20/20 Approve Certified Motion 042020-02 Request for Funding from the Institute of Museum and Library Services, Native American Library Services FY 2020 Enhancement Grant. Vote: 9-yes
17. 04/20/20 Approve Certified Motion 042320-03 Request for Funding from Michigan Department of Health and Human Services, Tribal Coronavirus Disease 2019 Response FY 2020 Vote: 9-yes
18. 04/20/20 Approve Certified Motion 042020-04 Request for Funding from Native American Programs and Wildlife and Sport Fish Restoration Program, Tribal Wildlife Grant FY 2020. Vote: 9-yes
19. 04/20/20 Adopt Resolution Supplemental Funding in the amount of \$150,000.00 for the purpose of Food and Utility Allowance. Vote: 9-yes
20. 04/20/20 Adopt Resolution to Increase IT Department FY 2020 Operating Budget by the amount of \$73,700 for additional software and licensing agreements and security awareness. Vote: 8-yes, 1-no
21. 04/20/20 Table Resolution Authorizing Natural Resources Department to retain revenue from Treaty Rights Related and/or Recreational Facilities. Vote: 9-yes
22. 04/20/20 Table Resolution for Use of 3rd Party Support Revenue in the amount of \$466,000.00 to supplement 2020 Health Department Budget. Vote: 9-yes
23. 04/22/20 Authorize and approve Legislative Leader to send letter to Governor's Deputy Legal Counsel regarding request for a phone conference on Michigan Medical Marijuana Facilities Licensing Act of

2016 and Michigan Taxation and Regulation of Marijuana Act. Vote: 6-yes, 3-no

24. 04/22/20 Approve Minutes of March 12, 2020. Vote: 9-yes

25. 04/29/20 Approve Limited Waiver Letter Identified Events of Default agreement with Wells Fargo Bank. Vote: 7-yes, 1-abstained, 1-absent

26. 04/29/20 Adopt Resolution Tribal Council Meeting Protocol During State of Emergency. Vote: 8-yes, 1-abstained

27. 04/30/20 Post Waganakising Odawak Statute Hemp Authorization and Regulatory Commission Vote: 9-yes

Motion to accept Secretary Shananaquet's verbal and written report as provided on the agenda for May 7, 2020

c. Treasurer Report

i. **Appropriations and Finance Committee**

-Last Meeting: February 11, 2020

(Motions made at Appropriations and Finance Committee Meeting)

Motion made by Councilor Leroy Shomin and supported by Treasurer Marcella

Reyes to recommend to Tribal Council to approve Ziibimijwang, Inc.

FY 2020 Budget.

Vote: 2 Yes, 0 No, 0 Abstain, 1 Absent (Secretary Julie Shananaquet)

Motion carried.

Motion made by Councilor Leroy Shomin and supported by Treasurer Marcella

Reyes to recommend to Tribal Council to approve Tribal Resolution Supplemental funding for Ziibimijwang, Inc. in the amount of \$244,440

Vote: 2 Yes, 0 No, 0 Abstain, 1 Absent (Secretary Julie Shananaquet)

Motion carried.

Motion made by Councilor Leroy Shomin and supported by Treasurer Marcella

Reyes to recommend to Tribal Council to approve Odawa Economic Affairs Holding Corporation's FY 2020 1st Quarter Budget.

Vote: 2 Yes, 0 No, 0 Abstain, 1 Absent (Secretary Julie Shananaquet)

Motion carried.

-Next Meeting: May 12, 2020 at 9:00 a.m. via Zoom

-Phone Polls passed by Appropriations and Finance Committee were reported above in the Tribal Secretary Report.

Motion to accept the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for May 7, 2020.

ii. **Land and Reservation Committee**

-Last Meeting: April 17, 2020

(Motions made at Land and Reservation Committee Meeting)

-Next Meeting: June 5, 2020 at 9:00 a.m. location TBD

Motion to accept the Land and Reservation Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for May 9, 2020.

8. Tribal Council Member Reports:

9. Legislative Office Reports:

a. Office of Finance and Revenue

i. Corporate Charters and/or Board Updates:

1. Traditional Tribal Burial Board, Inc.

Motion to acknowledge receipt of the Tribal Burial Board FY 2020 Budget Report.

2. Odawa Economic Development Management, Inc.

Motion to acknowledge receipt of Odawa Economic Development Management, Inc.'s 1st Quarter Report, Profit & Loss Accrual Basis Report and Balance Sheet for May 7, 2020.

3. Ziibimijwang, Inc.

Motion to acknowledge receipt of the Ziibimijwang, Inc 2020 1st Quarter Report for May 7, 2020.

4. Odawa Economic Affairs Holding Corporation – No Report

5. Gaming Authority-Odawa Casino Resort – 2020 1st Quarter Report.

Motion to acknowledge receipt of the Gaming Authority/Odawa Casino Resort 2020 Q1 Update dated April 30, 2020 and the Confidential letter update for the Enterprise dated May 4, 2020.

Motion to accept Sr Financial Analyst Rachel Cope's verbal and written report for May 7, 2020.

b. Tribal Historic Preservation Officer

Motion to accept Tribal Historic Preservation Officer Melissa Wiatroluk's verbal and written report as presented on May 7, 2020.

c. Legislative Services Attorney

Motion to acknowledge receipt of Legislative Services Attorney Donna Budnick's verbal and written report for

d. General Counsel

Motion to accept General Counsel Jim Bransky's verbal report for

e. Legislative Office Manager

Motion to accept Legislative Office Manager Michele Portman-LaCount's verbal and written report as presented on

10. Tribal Council Action Items:

a. Motions

- i. **Motion** to approve the use of Zoom Video Communications, Inc. as the electronic platform for future Tribal Council meetings in accordance with Tribal Resolution # 042920-01 Tribal Council Meeting Protocol During State of Emergency.

b. Roll Call Votes

14. Other Items of Business:

a. Closed Session

- i. Confidential Business – Odawa Casino Resort
- ii. Legal – if needed.

Adjournment

Next Scheduled Meeting May 21, 2020
at 9:00 a.m.